

DOCKET NO.: 246428US0CONT/atm



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:  
Takaharu KAWAHARA, et al.

GROUP: 1713

SERIAL NO: 10/728,939

EXAMINER: HARLAN, ROBERT D

FILED: December 8, 2003

FOR: PROCESS FOR PRODUCING ETHYLENE-VINYL ALCOHOL COPOLYMER  
RESIN, PROCESS FOR PRODUCING PELLETS AND RESIN PELLETS  
**APPLICATION OF PREVIOUSLY PAID ISSUE FEE IN**  
**ACCORDANCE WITH SECTION 1308.01 MPEP**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified application was withdrawn from Issue after payment of the Issue Fee in the amount of \$1700.00 (Issue Fee \$1400.00 + Pub. Fee \$300.00). Enclosed is a Fee Transmittal Form for the Issue Fee Balance due in the amount of \$40.00.

The application has now been allowed again and since a refund of the previously paid Issue Fee has not been requested, it is now requested that the previously paid Issue Fee be applied to the Issue Fee being paid herewith. Enclosed herewith is a copy of the Petition Granted.

Respectfully Submitted,

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UNITED STATES PATENT AND TRADEMARK OFFICE



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RECEIVED: 1/31/07  
OBLON, SPIVAK, McCLELLAND  
MAIER & NEUSTADT, P.C.  
**DOCKETING DEPT.**  
Initials/Date Docketed: WTF 1/31/07  
Type of Resp(s): \_\_\_\_\_  
Due Date(s): \_\_\_\_\_

**COPY MAILED**

**JAN 30 2007**

**OFFICE OF PETITIONS**

In re Application of  
Takaharu Kawahara et al  
Application No. 10/728,939  
Filed: December 8, 2003  
Attorney Docket No. 246428US0CONT

:  
:  
: DECISION GRANTING PETITION  
: UNDER 37 CFR 1.313(c) (2)  
:

This is a decision on the petition, filed January 29, 2007, under 37 CFR 1.313(c) (2) to withdraw the above-identified application from issue after payment of the issue fee.

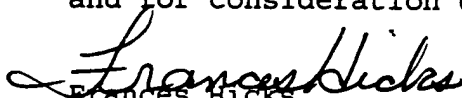
The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c) (2).

*Petitioner is advised that the issue fee paid on December 19, 2006 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.<sup>1</sup>*

Telephone inquiries should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 1713 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the Information Disclosure Statement.

  
Frances Hicks  
Petitions Examiner  
Office of Petitions

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<sup>1</sup> The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Part B - Fee(s) Transmittal Form (along with any balance due at the time of submission). Petitioner is advised that the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment.